

Fill in this information to identify the case:

Debtor 1 Carl Mason Spencer

Debtor 2 Sheila Ann W. Spencer  
(Spouse, if filing)

United States Bankruptcy Court for the: Eastern District of Virginia

Case number 16-32280-KRH

## Official Form 410S1

**Notice of Mortgage Payment Change**

12/15

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

Name of creditor: U.S. Bank Trust National Association, as  
Trustee of the SCIG Series III Trust

Court claim no. (if known): 10-2

Last 4 digits of any number you use to  
identify the debtor's account: 9 6 0 3

Date of payment change:  
Must be at least 21 days after date of this notice 01/01/2021

New total payment: \$ 1,549.10  
Principal, interest, and escrow, if any

**Part 1: Escrow Account Payment Adjustment****1. Will there be a change in the debtor's escrow account payment?**

- ☐ No
- ☒ Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: \_\_\_\_\_

Current escrow payment: \$ 174.34 New escrow payment: \$ 176.55

**Part 2: Mortgage Payment Adjustment****2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate on the debtor's variable-rate account?**

- ☒ No
- ☐ Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why: \_\_\_\_\_

Current interest rate: \_\_\_\_\_% New interest rate: \_\_\_\_\_%

Current principal and interest payment: \$ \_\_\_\_\_ New principal and interest payment: \$ \_\_\_\_\_

**Part 3: Other Payment Change****3. Will there be a change in the debtor's mortgage payment for a reason not listed above?**

- ☒ No
- ☐ Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: \_\_\_\_\_

Current mortgage payment: \$ \_\_\_\_\_ New mortgage payment: \$ \_\_\_\_\_

Debtor 1 Carl Mason Spencer Case number (if known) 16-32280-KRH  
First Name Middle Name Last Name

**Part 4: Sign Here**

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

Check the appropriate box.

- ☐ I am the creditor.  
☒ I am the creditor's authorized agent.

**I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.**

**X/s/ D. Anthony Sottile** Date 12/7/2020  
Signature

Print: D. Anthony Sottile Title Authorized Agent for Creditor  
First Name Middle Name Last Name

Company Sottile & Barile, LLC

Address 394 Wards Corner Road, Suite 180  
Number Street  
Loveland OH 45140  
City State ZIP Code

Contact phone 513-444-4100 Email bankruptcy@sottileandbarile.com

ACCOUNT NUMBER: [REDACTED]

004

DATE: 11/23/20

SHEILA SPENCER  
CARL SPENCER  
21 SKIPWITH GREEN CI  
HENRICO, VA 23294

PROPERTY ADDRESS  
21 SKIPWITH GREEN CIR  
RICHMOND, VA 23294

PLEASE REVIEW THIS STATEMENT CLOSELY - YOUR MORTGAGE PAYMENT MAY BE AFFECTED. THIS STATEMENT TELLS YOU OF ANY CHANGES IN YOUR MORTGAGE PAYMENT, ANY SURPLUS REFUNDS, OR ANY SHORTAGE YOU MUST PAY. IT ALSO SHOWS YOU THE ANTICIPATED ESCROW ACTIVITY FOR YOUR ESCROW CYCLE BEGINNING 01/01/2021 THROUGH 12/31/2021.

----- ANTICIPATED PAYMENTS FROM ESCROW 01/01/2021 TO 12/31/2021 -----

COUNTY TAX	\$1,780.90
TOTAL PAYMENTS FROM ESCROW	\$1,780.90
MONTHLY PAYMENT TO ESCROW	\$148.40

----- ANTICIPATED ESCROW ACTIVITY 01/01/2021 TO 12/31/2021 -----

ANTICIPATED PAYMENTS				ESCROW BALANCE COMPARISON	
MONTH	TO ESCROW	FROM ESCROW	DESCRIPTION	ANTICIPATED	REQUIRED
			STARTING BALANCE -->	\$40.90-	\$296.90
JAN	\$148.40			\$107.50	\$445.30
FEB	\$148.40			\$255.90	\$593.70
MAR	\$148.40			\$404.30	\$742.10
APR	\$148.40			\$552.70	\$890.50
MAY	\$148.40			\$701.10	\$1,038.90
JUN	\$148.40	\$890.45	COUNTY TAX	\$40.95-	\$296.85
JUL	\$148.40			\$107.45	\$445.25
AUG	\$148.40			\$255.85	\$593.65
SEP	\$148.40			\$404.25	\$742.05
OCT	\$148.40			\$552.65	\$890.45
NOV	\$148.40			\$701.05	\$1,038.85
DEC	\$148.40	\$890.45	COUNTY TAX	L1-> \$41.00- L2->	\$296.80

----- DETERMINING THE SUFFICIENCY OF YOUR ESCROW BALANCE -----

IF THE ANTICIPATED LOW POINT BALANCE (L1) IS LESS THAN THE REQUIRED BALANCE (L2), THEN YOU HAVE AN ESCROW SHORTAGE. **YOUR ESCROW SHORTAGE IS \$337.80.**

CALCULATION OF YOUR NEW PAYMENT

PRIN & INTEREST	\$1,372.55
ESCROW PAYMENT	\$148.40
SHORTAGE PYMT	\$28.15
<b>NEW PAYMENT EFFECTIVE 01/01/2021</b>	<b>\$1,549.10</b>
YOUR ESCROW CUSHION FOR THIS CYCLE IS \$296.80.	

\*\*\*\*\* Continued on reverse side \*\*\*\*\*



Loan Number: [REDACTED]  
Statement Date: 11/23/20  
Escrow Shortage: \$337.80

Important: Please return this coupon with your check.

BSI FINANCIAL SERVICES  
314 S. Franklin Street, 2nd Floor  
P.O. Box 517  
Titusville, PA 16354

Escrow Payment Options

I understand that my taxes and/or insurance has increased and that my escrow account is short \$337.80. I have enclosed a check for:

- ☐ **Option 1:** \$337.80, the total shortage amount. I understand that if this is received by 01/01/2021 my monthly mortgage payment will be \$1,520.95 starting 01/01/2021.
- ☐ **Option 2:** \$\_\_\_\_\_, part of the shortage. I understand that the rest of the shortage will be divided evenly and added to my mortgage payment each month.
- ☐ **Option 3:** You do not need to do anything if you want to have all of your shortage divided evenly among the next 12 months.

Please make your check payable to: **BSI FINANCIAL SERVICES** and please include your loan number on your check.

ACCOUNT HISTORY

THIS HISTORY STATEMENT COMPARES YOUR PRIOR ANALYSIS CYCLE PROJECTED ESCROW ACTIVITY TO THE ACTUAL ESCROW ACTIVITY BEGINNING 11/01/2020 AND ENDING 10/31/2021. IF YOUR LOAN WAS PAID-OFF, ASSUMED OR TRANSFERRED DURING THIS PRIOR CYCLE, OR THE COMPUTATION YEAR IS BEGING CHANGED, ACTUAL ACTIVITY STOPS AT THAT POINT. THIS STATEMENT IS INFORMATION ONLY AND REQUIRES NO ACTION ON YOUR PART.

YOUR PAYMENT BREAKDOWN AS OF 11/01/2020 IS:

PRIN & INTEREST	\$1,372.55
ESCROW PAYMENT	\$144.05
SHORTAGE PYMT	\$30.29
BORROWER PAYMENT	\$1,546.89

PAYMENTS TO ESCROW			PAYMENTS FROM ESCROW		ESCROW BALANCE		
MONTH	PRIOR PROJECTED	ACTUAL	PRIOR PROJECTED	ACTUAL	DESCRIPTION	PRIOR PROJECTED	ACTUAL
					STARTING BALANCE	\$864.40	\$1,123.27-
NOV	\$144.05	\$0.00		\$890.45 *	COUNTY TAX	\$1,008.45	A-> \$2,013.72-
DEC	\$144.05	\$0.00	\$838.25		COUNTY TAX	\$314.25	\$2,013.72-
JAN	\$144.05	\$0.00				\$458.30	\$2,013.72-
FEB	\$144.05	\$0.00				\$602.35	\$2,013.72-
MAR	\$144.05	\$0.00				\$746.40	\$2,013.72-
APR	\$144.05	\$0.00				\$890.45	\$2,013.72-
MAY	\$144.05	\$0.00				\$1,034.50	\$2,013.72-
JUN	\$144.05	\$0.00	\$890.45		COUNTY TAX	T-> \$288.10	\$2,013.72-
JUL	\$144.05	\$0.00				\$432.15	\$2,013.72-
AUG	\$144.05	\$0.00				\$576.20	\$2,013.72-
SEP	\$144.05	\$0.00				\$720.25	\$2,013.72-
OCT	\$144.05	\$0.00				\$864.30	\$2,013.72-
	\$1,728.60	\$0.00	\$1,728.70	\$890.45			

UNDER FEDERAL LAW, WHEN YOUR ACTUAL ESCROW BALANCE REACHED THE LOWEST POINT, THAT BALANCE WAS TARGETED NOT TO EXCEED 1/6TH OF THE ANNUAL PROJECTED DISBURSEMENTS. YOUR LOAN DOCUMENTS OR STATE LAW MAY SPECIFY THAT YOUR LOWEST BALANCE MUST BE A LOWER AMOUNT THAN THE FEDERAL LAW ALLOWS.

UNDER YOUR MORTGAGE CONTRACT OR STATE OR FEDERAL LAW, YOUR TARGETED LOW POINT BALANCE (T) WAS \$288.10. YOUR ACTUAL LOW POINT ESCROW BALANCE (A) WAS \$2,013.72-.

BY COMPARING THE ANTICIPATED ESCROW TRANSACTIONS WITH THE ACTUAL TRANSACTIONS YOU CAN DETERMINE WHERE A DIFFERENCE MAY HAVE OCCURRED. AN ASTERISK (\*) INDICATES A DIFFERENCE IN EITHER THE AMOUNT OR DATE OF THE PROJECTED ACTIVITY THAT HAS NOT YET OCCURRED DUE TO THE DATE OF THIS STATEMENT.

IF THERE ARE NO PRIOR PAYMENTS TO OR FROM ESCROW SHOWN, THERE WAS NO PRIOR PROJECTION TO WHICH THE ACTUAL ACTIVITY COULD BE COMPARED.

Determining your Shortage or Surplus

Shortage:

- Any shortage in your escrow account is usually caused by one the following items:
- An increase, if any, in what was paid for insurance and/or taxes from your escrow account.
  - A projected increase in taxes for the upcoming year.
  - The number of months elapsed from the time of these disbursements to the new payment effective date.

Shortages are divided evenly of the next twelve months. To reduce the increase in your monthly payment, the shortage can be paid either partially or in full.

Surplus:

- A surplus in your escrow account is usually caused by one the following items:
- The insurance/taxes paid during the past year were lower than projected.
  - A refund was received from the taxing authority or insurance carrier.
  - Additional funds were applied to your escrow account.

If your surplus is \$50.00 or greater and your loan was contractually current at the time when the analysis was run or calculated, a check will be sent to you. If your surplus is less than \$50.00, the funds will be retained in your escrow account.

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In Re:

Case No. 16-32280-KRH

Carl Mason Spencer  
Sheila Ann W. Spencer

Chapter 13

Debtors.

Judge Kevin R. Huennekens

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**CERTIFICATE OF SERVICE**

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I certify that on December 7, 2020, a copy of the foregoing Notice of Mortgage Payment Change was filed electronically. Notice of this filing will be sent to the following party/parties through the Court's ECF System. Party/Parties may access this filing through the Court's system:

Laura Taylor Alridge, Debtors' Counsel  
ecf@bolemanlaw.com

Veronica D. Brown-Moseley, Debtors' Counsel  
ecf@bolemanlaw.com

Christopher John Flynn, Debtors' Counsel  
ecf@bolemanlaw.com

Patrick Thomas Keith, Debtors' Counsel  
ecf@bolemanlaw.com

Amanda DeBerry Koehn, Debtors' Counsel  
ecf@bolemanlaw.com

Stephen F. Relyea, Debtors' Counsel  
ecf@bolemanlaw.com

Carl M. Bates, Chapter 13 Trustee  
station01@richchap13.com

Office of the United States Trustee  
(registeredaddress)@usdoj.gov

I further certify that on December 7, 2020, a copy of the foregoing Notice of Mortgage Payment Change was mailed by first-class U.S. Mail, postage prepaid and properly addressed to the following:

Carl Mason Spencer, Debtor  
21 Skipwith Green Circle  
Henrico, VA 23294

Sheila Ann W. Spencer, Debtor  
21 Skipwith Green Circle  
Henrico, VA 23294

Dated: December 7, 2020

/s/ D. Anthony Sottile

D. Anthony Sottile  
Authorized Agent for Creditor  
Sottile & Barile, LLC  
394 Wards Corner Road, Suite 180  
Loveland, OH 45140  
Phone: 513.444.4100  
Email: [bankruptcy@sottileandbarile.com](mailto:bankruptcy@sottileandbarile.com)